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Attorneys for Defendant  
RELiance ELECTRIC COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

HARRY LEMASTER and CAROLYN  
LEMASTER,

Plaintiffs,

v.

ALLIS-CHALMERS CORPORATION  
PRODUCT LIABILITY TRUST, et al

Defendants.

Case No. C 08-3316 PJH

**REQUEST FOR JUDICIAL NOTICE IN  
SUPPORT OF DEFENDANT RELIANCE  
ELECTRIC COMPANY'S OPPOSITION  
TO MOTION TO REMAND**

Date: September 17, 2008  
Time: 9:00 a.m.  
Dept.: 3, 17<sup>th</sup> Floor

Reliance Electric Company ("Reliance") hereby submits a Request for Judicial Notice through application of Federal Rule of Evidence 201.

1. That the affidavit of Affidavit of Admiral Ben J. Lehman, which is attached to the Declaration of Evan C. Nelson is a true and correct copy of the same affidavit submitted in the case of Machnik v. Buffalo Pumps, 506 F.Supp.2d 99, 103-104 (D.Conn.2007).

DATED: August 27, 2008

TUCKER ELLIS & WEST LLP

By: 

Evan C. Nelson  
Attorneys for Defendant  
RELiance ELECTRIC COMPANY